



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Craig M. Lundell
HOWREY SIMON ARNOLD & WHITE LLP
750 BERING DRIVE
Houston TX 77057-2198

COPY MAILED

SEP 02 2005

OFFICE OF PETITIONS

In re Application of
Patrick Notte et al
Application No.: 09/320,077
Filed: 09/320,077
Attorney Docket No.: SOLU113

: DECISION ON PETITION
:
: UNDER 37 CFR 1.137(b)
:
:

This is a decision on the petition under 37 CFR 1.137(b), filed November 22, 2004 to revive the above-identified application.

The petition is **GRANTED**.

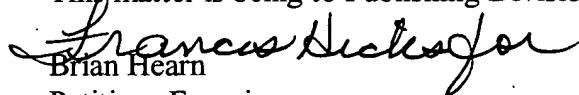
The above-identified application became abandoned for failure to timely pay the issue fee on or before September 4, 2002 as required by the Notice of Allowance and Fee(s) Due, mailed June 4, 2002, which set a statutory period for reply of three (3) months. Additionally, the concurrently mailed Notice of Allowability required the submission of a substitute oath or declaration and corrected formal drawings. Accordingly, the above-identified application became abandoned on September 5, 2002. A Notice of Abandonment was mailed on October 10, 2002.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of payment of the issue fee, substitute oath/declaration and approved drawings (see attachment); (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notices of June 4, 2002 is accepted as having been unintentionally delayed.

In view of the authorization contained in the petition to charge any additional fees, the \$1,370 issue fee and \$1,370 petition fee have been charged to Deposit Account No.: 01-2508.

Telephone inquiries concerning this decision should be directed to Rafael Bacares at (571) 272-3276 or in his absence, the undersigned at (571) 272-3217.

This matter is being to Publishing Division.


Brian Hearn

Petitions Examiner
Office of Petitions

ATTACHMENT: Notice of Drafts person's Review Form 948